

Application No.: 10/074,151

Docket No.: JCLA5041-CA2

REMARKS**Present Status of the Application**

Applicants would like to think Examiner for the careful review of this application. The Office Action objected to claims 4, 7, 9 and 11-13 because of some informalities. The Office Action rejected claims 5 and 6 under 35 U.S.C. 112, first paragraph, as containing new matter. The Office Action also rejected claims 1 and 2 under 35 U.S.C. 103(a) as being unpatentable over Kondo (US 5,360,765) (hereinafter Kondo) in view of Barnes (US 5,178,739) (hereinafter Barnes). Further. The Office Action also rejected claim 1 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 4 of US 6,254,739 B1. Applicant has cancelled claims 1, 2, 5 and 6, and has amended claim 4 and specification. After entry of the foregoing amendments, claims 4, 7, 9 and 11-13 are allowed in the present application

Application No.: 10/074,151

Docket No.: JCLA5041-CA2

DISCUSSION OF OFFICE ACTION REJECTIONS**Response To Disclosure Objection**

Disclosure is objected because of some informalities: the status of the parent application needs updated on page 1. Appropriate correction is required.

Applicant has revised the status of the parent application on page 1 beginning at line 4. Withdrawal of the objection is respectfully requested.

Amendment filed October 9, 2003 is objected to under 35 U.S.C. 132 because it introduces new matter into the disclosure.

Applicant has cancelled the matter inserted into the paragraph beginning on page 6 at line 5 and the paragraph beginning on page 7 at line 9 as suggested by the Office Action. Withdrawal of the objection is respectfully requested.

Response To 35 U.S.C. 112 Rejection

Claims 5 and 6 under 35 U.S.C. 112, first paragraph, as containing subject matter which was not described in the specification in such a way as to reasonably convey to one possession of the claimed invention.

Applicant has cancelled Claims 5 and 6. Thus, the rejection is moot.

Application N .: 10/074,151

Docket No.: JCLA5041-CA2

Response To 35 U.S.C. 103 (e) Rejection

Claims 1 and 2 are rejected under 35 U.S.C. 103(a) as being unpatentable over US-5,360,765 to Kondo in view of US-5,178,739 to Barnes.

Applicant has cancelled Claims 1 and 2. Thus, the rejection is moot.

Response To Double Patenting Rejection

Claim 1 is rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 4 of US 6,254,739 B1.

Applicant has cancelled Claim 1. Thus, the rejection is moot.

Application No.: 10/074,151

Docket No.: JCLA5041-CA2

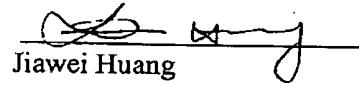
CONCLUSION

For at least the foregoing reasons, it is believed that all pending claims 4, 7, 9 and 11-13 are in proper condition for allowance. If the Examiner believes that a telephone conference would expedite the examination of the above-identified patent application, the Examiner is invited to call the undersigned.

Respectfully submitted,
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